(Pub. L. 103–325, title I, §179, as added Pub. L. 106–102, title VII, §725, Nov. 12, 1999, 113 Stat. 1474)

### REFERENCES IN TEXT

Subtitle A, referred to in text, is subtitle A (§§101-121) of title I of Pub. L. 103-325, Sept. 23, 1994, 108 Stat. 2163, known as the Community Development Banking and Financial Institutions Act of 1994, which is classified principally to subchapter I (§ 4701 et seq.) of chapter 47 of Title 12, Banks and Banking. For complete classification of subtitle A to the Code, see Short Title note set out under section 4701 of Title 12 and Tables

### § 6909. Authorization

In addition to funds otherwise authorized to be appropriated to the Fund to carry out this title, there are authorized to be appropriated to the Administrator to carry out this chapter—

- (1) \$15,000,000 for fiscal year 2000;
- (2) \$15,000,000 for fiscal year 2001;
- (3) \$15,000,000 for fiscal year 2002; and
- (4) \$15,000,000 for fiscal year 2003.

(Pub. L. 103–325, title I, §180, as added Pub. L. 106–102, title VII, §725, Nov. 12, 1999, 113 Stat. 1474.)

#### REFERENCES IN TEXT

This title, referred to in text, is title I of Pub. L. 103-325, Sept. 23, 1994, 108 Stat. 2163. Subtitle A (§§ 101-121) of title I, known as the Community Development Banking and Financial Institutions Act of 1994, is classified principally to subchapter I (§4701 et seq.) of chapter 47 of Title 12, Banks and Banking. Subtitle B (§§ 151-158) of title I, known as the Home Ownership and Equity Protection Act of 1994, enacted sections 1639 and 1648 of this title, amended sections 1602, 1604, 1610, 1640, 1641, and 1647 of this title, and enacted provisions set out as notes under sections 1601 and 1602 of this title. Subtitle C (88171-181) of title L known as the Program for Investment in Microentrepreneurs Act of 1999 or PRIME Act, is classified generally to this chapter. For complete classification of title I of Pub. L. 103-325 to the Code, see Tables.

### § 6910. Implementation

The Administrator shall, by regulation, establish such requirements as may be necessary to carry out this chapter.

(Pub. L. 103–325, title I, §181, as added Pub. L. 106–102, title VII, §725, Nov. 12, 1999, 113 Stat. 1475)

# CHAPTER 96—ELECTRONIC SIGNATURES IN GLOBAL AND NATIONAL COMMERCE

SUBCHAPTER I—ELECTRONIC RECORDS AND SIGNATURES IN COMMERCE

Sec

7001. General rule of validity.

- (a) In general.
- (b) Preservation of rights and obligations.
- (c) Consumer disclosures.
- (d) Retention of contracts and records.
- (e) Accuracy and ability to retain contracts and other records.
- (f) Proximity.
- (g) Notarization and acknowledgment.
- (h) Electronic agents.
- (i) Insurance.

Sec.

- (j) Insurance agents and brokers.
- Exemption to preemption.
  - (a) In general.
  - (b) Exceptions for actions by States as market participants.
  - (c) Prevention of circumvention.

7003. Specific exceptions.

- (a) Excepted requirements.
- (b) Additional exceptions.(c) Review of exceptions.
- 7004. Applicability to Federal and State governments.
  - (a) Filing and access requirements.
  - (b) Preservation of existing rulemaking authority.
  - (c) Additional limitations.
  - (d) Authority to exempt from consent provision.
  - (e) Electronic letters of agency.

7005. Studies.

- (a) Delivery.
- (b) Study of electronic consent.

7006. Definitions.

### SUBCHAPTER II—TRANSFERABLE RECORDS

7021. Transferable records.

- (a) Definitions.
- (b) Control.
- (c) Conditions.
- (d) Status as holder.
- (e) Obligor rights.(f) Proof of control.
- (g) UCC references.

# SUBCHAPTER III—PROMOTION OF INTERNATIONAL ELECTRONIC COMMERCE

7031. Principles governing the use of electronic sig-

natures in international transactions.

- (a) Promotion of electronic signatures.
- (b) Consultation.
- (c) Definitions.

### SUBCHAPTER I—ELECTRONIC RECORDS AND SIGNATURES IN COMMERCE

## § 7001. General rule of validity

### (a) In general

Notwithstanding any statute, regulation, or other rule of law (other than this subchapter and subchapter II of this chapter), with respect to any transaction in or affecting interstate or foreign commerce—

- (1) a signature, contract, or other record relating to such transaction may not be denied legal effect, validity, or enforceability solely because it is in electronic form; and
- (2) a contract relating to such transaction may not be denied legal effect, validity, or enforceability solely because an electronic signature or electronic record was used in its formation.

## (b) Preservation of rights and obligations

This subchapter does not—

- (1) limit, alter, or otherwise affect any requirement imposed by a statute, regulation, or rule of law relating to the rights and obligations of persons under such statute, regulation, or rule of law other than a requirement that contracts or other records be written, signed, or in nonelectronic form; or
- (2) require any person to agree to use or accept electronic records or electronic signatures, other than a governmental agency with respect to a record other than a contract to which it is a party.

<sup>&</sup>lt;sup>1</sup> See References in Text note below.